

CLAYTON COUNTY BOARD OF COMMISSIONERS

Regular Business Meeting
7:00 P.M.

August 6, 2013

POST SUMMARY MINUTES

PRESENT: Chairman Jeffrey E. Turner, Vice-Chairman Michael Edmondson, Commissioner Sonna Singleton, Commissioner Gail Hambrick, Commissioner Shana M. Rooks, and Clerk Shelby D. Haywood.

1. Chairman Turner called the meeting to order.
2. Invocation was led by Chaplain Stan Owens of the Sheriff's Office. Pledge of allegiance to the flag was led by Chairman Turner.
3. PUBLIC HEARING: To invite public comment regarding the Edward Byrne Memorial Local Law Enforcement Assistance Grant Program. The Clayton County Police Department will apply for a grant through the Department of Justice, Edward Byrne Justice Assistance Grant program (Grant number 2013-BJA-3031), in the amount of \$93,871.00. This grant will be used to purchase LPR's (License Plate Readers) to promote public safety.

Motion by Vice-Chairman Edmondson, second by Commissioner Rooks, to go into a Public Hearing regarding the Edward Byrne Memorial Local Law Enforcement Assistance Grant Program. Vote unanimous.

Due to no one being present to make comments about this grant program, the following motion ensued:

Motion by Vice-Chairman Edmondson, second by Commissioner Rooks, to adjourn the Public Hearing for the Edward Byrne Memorial Local Law Enforcement Assistance Grant Program. Vote unanimous.

4. Amended the agenda by adding Resolution 2013-204 (Authorizing the Right of Entry for Environmental Assessment and Response by the United States Department of the Army upon that certain county right-of-way identified in Exhibit "A" attached hereto; to authorize the Chairman to execute the Right of Entry and to perform all other acts necessary to accomplish the intent of this resolution; and for other purposes); adding Resolution 2013-205 (Authorizing Clayton County to enter into a rental agreement with the Clayton County Water Authority providing for the terms and conditions under which the County will use the Shamrock Community Use Building to host an Employee Committee Meeting; to authorize the Chairman to execute the agreement and otherwise perform all acts necessary to accomplish the intent of this resolution; to authorize the Chief Financial Officer to amend the budget as needed to reflect an appropriate revenue source and expense; to provide an effective date of this resolution; and for other purposes); and deleting item #22 (Appointments to the Zoning Advisory Group [ZAG]. The terms of Frenda Norwood and Michelle Mayorga expire on August 19, 2013. New terms are for three (3) years, expiring on August 19, 2016). (NOTE: The term of Jacqueline Peoples expired on August 19, 2013 with no Board action.) Clerk Haywood announced

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that an Executive Session would be held to discuss litigation and personnel matters. The agenda was adopted, as amended, as all commissioners had copies before them. Vote unanimous.

5. Approved the July 16, 2013 Regular Business Meeting minutes with one correction regarding Resolution 2013-179 (A Resolution requesting an opinion from the Georgia Attorney General's Office regarding Clayton County's actions taken pursuant to O.C.G.A. §15-18-1 Et Seq.; to provide an effective date of this resolution; and for other purposes. The motion wording was changed to "Motion by Commissioner Hambrick, second by Commissioner Singleton. The motion failed due to a 2-2 vote. Chairman Turner and Commissioner Rooks opposed." [NOTE: Vice-Chairman Michael Edmondson was absent]. Vote unanimous.

Approved the July 25, 2013 Special Called Meeting minutes. Vote unanimous.

6. PUBLIC COMMENT: Citizens will be given a three (3)-minute maximum time limit to speak before the Board of Commissioners about various topics, issues, and concerns. Following thirty minutes of hearing from the public, the Board of Commissioners will allow the remainder of citizens who have signed up to be heard at the next Tuesday business meeting.

1) Carlena Evans, President of Kidspllosion Nation, a 501(c)(3) non-profit organization, presented a brief overview of her organization. Kidspllosion is a full service entertainment company for all youth. Its goal is to give children/teens opportunities to express themselves with their talents. Kidspllosion has partnered for three (3) years with the City of Riverdale and worked diligently with the youth of Riverdale, Georgia. Services such as summer camp, sports, arts, dance, gospel and other activities are offered to youth. Ms. Evans desired to extend into Clayton County to ascertain if there were other facilities within the county that could use these services. The advantages to partnering with Kidspllosion bring community development, social and structural development, prevent youth crime, enable city and county workers to take an active role with children of the community, afford parents to expose children to different avenues and also give an opportunity for positive press in Clayton County. In closing, Ms. Evans stated she looked forward to the Board expressing interest in bringing Kidspllosion to the community.

2) Maude Edwards, a Clayton County resident, was present to express concerns regarding transit in Clayton County. Ms. Edwards stated that voters approved MARTA in the year "2010," but Clayton County did not move forward. She asked the Board when Clayton County would hold a binding referendum to join MARTA and what date the contract would be approved that Clayton County has executed with Georgia Regional Transportation Authority (GRTA). Ms. Edwards suggested that

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Clayton County could levy a sales tax or pay for services specific in the contract. She questioned if Clayton County were already levying the maximum sales tax allowed by the state and, when the next opportunity would come for Clayton County to vote on joining MARTA. She further questioned how much a sales tax would generate for transit and how much service it would buy. Ms. Edwards commented that senior citizens feel that when elected officials get into office they forget about the people. She requested the Board to elaborate on her questions.

Chairman Turner asked Ms. Edward to give her questions to Arrelle Anderson, Chief Operating Officer, and he would follow-up with a status report.

3) Karolen Mazyck, a Clayton County resident, came on behalf of the Clayton County NAACP Youth Council. Ms. Mazyck informed the Board that Clayton County youth have been proactive in the community since the Trayvon Martin Case verdict. She stated that Clayton County youth formed a Town Hall meeting on August 3, 2013 at the Tara Center to educate the community on “Stand Your Ground,” “Know Your Rights,” “Racial Profiling” and “Voting Rights.” The event was so successful that they will be holding another Town Hall Meeting at the Harold B. Banke Justice Center on August 17, 2013.

4) Pamela Lake came on behalf of the Clayton County Library Board of Trustees to extend an invitation to the Board to welcome the new Director of Library Services, Rosalind Lett. The Open House will be held on Tuesday, August 13, 2013, at the Headquarters Branch, 865 Battle Creek Road in Jonesboro, GA. If the Board members would be attending, she requested them to R.S.V.P. to LaDonna Markland at (770) 472-8097.

5) Chris Gallagher of Rivers Edge Subdivision in Clayton County expressed appreciation to Commissioner Rooks for her continued involvement in the community due to a high increase in crime. Mr. Gallagher also thanked the Clayton County Police Department and Clayton County Sheriff’s Office for patrolling the community, meeting with the Neighborhood Watch and for a job well done.

6) Joseph Ector appeared before the Board to follow-up on an email sent to the commissioners to reconsider reinstating Greg Porter as Chief of Police while under investigation. Mr. Ector stated that he has started a petition if anyone were interested.

7. Theodis Locke, Director of Central Services/Risk Management, presented sixteen (16) items that resulted in the following Board actions.

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(NOTE: The entire Purchasing Ordinance for Clayton County, Georgia can be viewed on the MuniCode website. Citizens can access this website via the following website address: <http://library.municode.com/index.aspx?clientId=10562>.)

1) Approved **Clayton County Police Department Public Engines Subscription Sole Source Purchase**, POR #00003258, as requested by the Police Department (Public Engines, located in Draper, UT, in the amount of \$3,500.00. Funding is available through Drug Funds). Per Section 2-136 (7) of the Clayton County Purchasing Ordinance, before making a determination of sole source procurement, Central Services must determine if other products or service providers can satisfy the procurement requirements. Sound procurement practice requires that sole source purchases be used when it is the only option and not as an attempt to contract with a favored service provider for a favored product. The purchasing agent requires all sole source providers to supply a letter stating that they are the sole source for a given product or service and why they are considered to be the sole source (technology, patents, etc.). All sole source purchases will be clearly defined when presented to the Clayton County Board of Commissioners. Vote unanimous.

2) Approved **Clayton County Police Department, Explosion Ordinance Disposal Equipment Sole Source Purchase**, POR #00010052, as requested by the Police Department (Ideal Products, Inc., located in Nicholasville, KY, in the amount of \$38,685.00. Funding is available through the Georgia Emergency Management Agency Grant [GEMA]). Per Section 2-136 (7) of the Clayton County Purchasing Ordinance, before making a determination of sole source procurement, Central Services must determine if other products or service providers can satisfy the procurement requirements. Sound procurement practice requires that sole source purchases be used when it is the only option and not as an attempt to contract with a favored service provider for a favored product. The purchasing agent requires all sole source providers to supply a letter stating that they are the sole source for a given product or service and why they are considered to be the sole source (technology, patents, etc.). All sole source purchases will be clearly defined when presented to the Clayton County Board of Commissioners. Vote unanimous.

3) Approved **RFP Pkg. #09-41 (2/9/10) Wrecker Services for Clayton County, Annual Contract, Request for Contract Extension, First Amendment**. This request is to amend the four (4) current wrecker service contracts: Sosebee's Garage & Wrecker Services, located in Hapeville, Georgia; New Image Towing & Recovery, located in Forest Park, Georgia; Mac's Wrecker Services, located in Riverdale, Georgia; and Tara Wrecker, located in Jonesboro, Georgia. The amendment is for a 90-day extension for the rebid process for wrecker services. The extension period will be from August 12, 2013 to December 1, 2013, as requested by the Chief of Police. All wrecker services have agreed to accept the amendment. Per Section 2-136 (2) of the Clayton County Purchasing Ordinance,

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Clayton County utilizes the competitive sealed proposal method when the competitive sealed bid method is neither practical nor advantageous and when cost is not the primary consideration. The competitive sealed proposal method will be used when the costs of goods and services exceed \$25,000.00. The Clayton County Board of Commissioners makes the final award for all non-budgeted proposals of \$35,000.00 and greater. Vote unanimous.

4) Approved **RFB Pkg. #10-21 (6/11/2010) Alarm & Sprinkler System Inspections & Services Request for Final Annual Renewal, First Amendment**, as requested by the Building & Maintenance Department (Alliance Fire Protection Services, Inc., located in Loganville, Georgia. The final renewal period for this contract will be from August 1, 2013 to July 31, 2014). Per Section 2-136 (6) of the Clayton County Purchasing Ordinance, Clayton County has developed annual contracts for frequently used items and services. These contracts are a result of a sealed bid. The contract allows the county to order goods and services directly from the awarded suppliers through the use of an annual contract document. Vote unanimous.

5) Approved **RFB PKG #10-52 (2/9/11) Athletic Uniforms and Equipment, Annual Contract Request for Final Annual Renewal, First Amendment**, as requested by the Parks and Recreation Department (Four Seasons Sporting Goods, Inc., located in College Park, Georgia. A final renewal period for this contract will be from June 1, 2013 to May 31, 2014). Per Section 2-136 (6) of the Clayton County Purchasing Ordinance, Clayton County has developed annual contracts for frequently used items and services. These contracts are a result of a sealed bid. The contract allows the county to order goods and services directly from the awarded suppliers through the use of an annual contract document. Vote unanimous.

6) Approved **RFP PKG #12-19 (6/26/12) Fiber Optic Cabling and Splicing Services for the Clayton County Information and Technology Department, Annual Contract, Request for First Annual Renewal, First Amendment**, as requested by the Information Technology Department (ComTran Group, Inc., located in Buford, Georgia. A renewal period will be from September 1, 2013 to August 21, 2014. The remaining renewal on this contract is for two (2) additional one (1)-year periods). Per Section 2-136 (2) of the Clayton County Purchasing Ordinance, Clayton County utilizes the competitive sealed proposal method when the competitive sealed bid method is neither practical nor advantageous and when cost is not the primary consideration. The competitive sealed proposal method will be used when the costs of goods and services exceed \$25,000.00. The Clayton County Board of Commissioners makes the final award for all non-budgeted proposals of \$35,000.00 and greater. Vote unanimous.

7) Approved **RFB Pkg. #12-20 (6/12/12) SPLOST Milling and Resurfacing of Various**

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Streets in Clayton County Commission Districts I & II, First Contract Amendment, as requested by the Transportation and Development Department. This request is to amend the current contract with C.W. Matthews Contracting Company, located in Marietta, Georgia, for a one (1)-year extension due to pending utility work for the Morrow Road. Funding is available through 2009 SPLOST funds. Per Section 2-136 (1) of the Clayton County Purchasing Ordinance, Clayton County utilizes the competitive sealed bid method when the costs of goods and services are in excess of \$25,000.00. The Clayton County Board of Commissioners has the final award approval for all non-budgeted bids \$35,000.00 and greater. All approved budgetary goods and services and annual contract purchases can be authorized by the Chief Financial Officer and purchased by the Director of Central Services without Board of Commissioners' approval. Vote unanimous.

8) Approved **RFB Pkg. #12-22 (6/20/12) Clayton County Transportation and Development Thermoplastic Pavement Marking, Annual Contract, Request for First Annual Renewal, First Amendment**, as requested by the Transportation and Development Department (Mid State Striping, Inc., located in Eatonton, Georgia. A renewal period will be from August 1, 2013 to August 1, 2014. The remaining renewal on this contract is for one (1) additional one (1)-year period). Per Section 2-136 (6) of the Clayton County Purchasing Ordinance, Clayton County has developed annual contracts for frequently used items and services. These contracts are a result of a sealed bid. The contract allows the county to order goods and services directly from the awarded suppliers through the use of an annual contract document. Vote unanimous.

9) Approved **RFB Pkg. #13-27 (5/1/13) Annual Contract for Security Mattresses at Detention and Prison Facilities in Clayton County**, as requested by the Sheriff and Warden of Clayton County to establish an annual contract for an indefinite quantity of Security Mattresses for the aforementioned facilities (Bob Barker Company, Inc., located in Fuquay Varine, North Carolina. An initial contract term shall be one (1) year from the date of execution, with the option for renewal for two (2) additional one (1)-year periods after the initial year). Per Section 2-136 (6) of the Clayton County Purchasing Ordinance, Clayton County has developed annual contracts for frequently used items and services. These contracts are a result of a sealed bid. The contract allows the county to order goods and services directly from the awarded suppliers through the use of an annual contract document. Vote unanimous.

10) Approved **RFP Pkg. #13-28 (5/14/13) SPLOST Architectural/Engineering Services for the Construction of the Clayton County Multipurpose Fire Building**, as requested by the Fire and EMS Department (Wiley & Wilson, Inc., located in Atlanta, Georgia, with the highest score of 358.50 and a fee cost of 6.8%. Funding is available through the 2009 SPLOST funds). Per Section 2-136 (2) of the Clayton County Purchasing Ordinance, Clayton County utilizes the competitive sealed proposal

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method when the competitive sealed bid method is neither practical nor advantageous and when cost is not the primary consideration. The competitive sealed proposal method will be used when the costs of goods and services exceed \$25,000.00. The Clayton County Board of Commissioners makes the final award for all non-budgeted proposals of \$35,000.00 and greater. Vote unanimous.

11) Approved **RFP Pkg. #13-31 (5/22/13) SPLOST Construction Management-At-Risk Services for the Construction of the Clayton County Police Precinct, N.E.** (Hogan Construction Group, LLC, located in Norcross, Georgia, with the highest score of 374.00 and a fee cost of 2.5%. Funding is available through the 2009 SPLOST funds). Per Section 2-136 (2) of the Clayton County Purchasing Ordinance, Clayton County utilizes the competitive sealed proposal method when the competitive sealed bid method is neither practical nor advantageous and when cost is not the primary consideration. The competitive sealed proposal method will be used when the costs of goods and services exceed \$25,000.00. The Clayton County Board of Commissioners makes the final award for all non-budgeted proposals of \$35,000.00 and greater. Vote unanimous.

12) Approved **RFP Pkg. #13-32 (6/5/13) Deferred Prosecution Program for the Solicitor's Office Annual Contract – Gun Safety Course**, as requested by the Solicitor General's Office (Operations 21, LLC, located in Cumming, Georgia; with the highest score of 383.00 and a fee cost of \$195.00). Per Section 2-136 (2) of the Clayton County Purchasing Ordinance, Clayton County utilizes the competitive sealed proposal method when the competitive sealed bid method is neither practical nor advantageous and when cost is not the primary consideration. The competitive sealed proposal method will be used when the costs of goods and services exceed \$25,000.00. The Clayton County Board of Commissioners makes the final award for all non-budgeted proposals of \$35,000.00 and greater. Vote unanimous.

13) Approved **RFB Pkg. #13-33 (6/26/13) Full Depth Reclamation and Resurfacing of Davidson Parkway South Clayton County Commission District #1**, as requested by the Transportation and Development Department (Stewart Brothers, Inc., located in Doraville, Georgia, in the amount of \$247,303.55. Funding is available through the 2009 SPLOST funds). Per Section 2-136 (1) of the Clayton County Purchasing Ordinance, Clayton County utilizes the competitive sealed bid method when the costs of goods and services are in excess of \$25,000.00. The Clayton County Board of Commissioners has the final award approval for all non-budgeted bids \$35,000.00 and greater. All approved budgetary goods and services and annual contract purchases can be authorized by the Chief Financial Officer and purchased by the Director of Central Services without Board of Commissioners' approval. Vote unanimous.

14) Approved **RFB Pkg. #13-36 (6/20/13) Severe Weather Mass Notification and Early**

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Warning System for Clayton County Lovejoy Regional Park, as requested by the Fire and EMS Department (Federal Signal Corporation, located in University Park, IL, in the amount of \$35,206.00. Funding is available through the Georgia Emergency Management Agency [GEMA] 2012 Emergency Management Performance Grant). Per Section 2-136 (1) of the Clayton County Purchasing Ordinance, Clayton County utilizes the competitive sealed bid method when the costs of goods and services are in excess of \$25,000.00. The Clayton County Board of Commissioners has the final award approval for all non-budgeted bids \$35,000.00 and greater. All approved budgetary goods and services and annual contract purchases can be authorized by the Chief Financial Officer and purchased by the Director of Central Services without Board of Commissioners' approval. Vote unanimous.

15) Approved **RFB Pkg. #13-38 (6/19/13) Clayton County Pet Food, Annual Contract**, as requested by the Police Department (Swint's Feed and Garden Supply, located in Jonesboro, Georgia. An initial contract term shall be one (1) year from the date of execution, with the option for renewal for two (2) additional one (1)-year periods after the initial year). Per Section 2-136 (6) of the Clayton County Purchasing Ordinance, Clayton County has developed annual contracts for frequently used items and services. These contracts are a result of a sealed bid. The contract allows the county to order goods and services directly from the awarded suppliers through the use of an annual contract document. Vote unanimous.

16) Approved **RFB Pkg. #13-42 (7/16/13) Woolsey Road Widening and Reconstruction, Clayton County, Georgia/Clayton County Commission District #3**, as requested by the Transportation and Development Department (Southeastern Site Development, Inc., located in Newnan, Georgia, in the amount of \$2,582,493.65. Funding is available through the 2009 SPLOST funds). Per Section 2-136 (1) of the Clayton County Purchasing Ordinance, Clayton County utilizes the competitive sealed bid method when the costs of goods and services are in excess of \$25,000.00. The Clayton County Board of Commissioners has the final award approval for all non-budgeted bids \$35,000.00 and greater. All approved budgetary goods and services and annual contract purchases can be authorized by the Chief Financial Officer and purchased by the Director of Central Services without Board of Commissioners' approval. Vote unanimous.

8. Ramona Thurman, Chief Financial Officer, presented six (6) Budget Amendments and one (1) Request for Refund which resulted in the following Board actions.

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1) Approved Budget Amendment #2-1 – Other General Government/FYE 6-30-14, in the amount of \$13,000.00, to provide funds to remediate asbestos contamination on a property due to be demolished by the County. Vote unanimous.

2) Approved Budget Amendment #2-2 – State Narcotics Fund/FYE 6-30-14, in the amount of \$33,400.00, to provide funds to purchase a new bomb dog and two drug dogs. Vote unanimous.

3) Approved Budget Amendment #2-3 – Juvenile Court/FYE 6-30-14, in the amount of \$2,500.00, to provide funds to purchase artwork for the Juvenile Justice Center per Resolution 2013-51. Vote unanimous.

4) Approved Budget Amendment #2-4 – Other General Government/FYE 6-30-14, in the amount of \$26,269.00, to carry forward funds appropriated in Budget Amendment 2-68 but were not spent as a result of the cut-off for purchasing. Vote unanimous.

5) Approved Budget Amendment #2-5 – Other General Government/FYE 6-30-14, in the amount of \$31,500.00, to replace vehicle 792 (2003 Crown Victoria) that was totaled in an accident. Vote unanimous.

6) Approved Budget Amendment #2-6 – Other General Government/FYE 6-30-14, in the amount of \$83,500.00, to provide funds to remove mold contamination on a property owned by the County. Vote unanimous.

Commissioner Rooks asked Chairman Turner to identify what building contained the mold.

Chairman Turner stated that it is the Public Health Building.

Director of Building and Maintenance Les Markland confirmed that the location is actually Clayton Center at 853 Battle Creek Road, Jonesboro, GA.

Commissioner Rooks asked if this were the only building with mold issues in the county.

Mr. Markland replied no.

Commissioner Rooks questioned if the mold issues will be revisited with more Budget Amendments.

Mr. Markland replied yes.

Vice-Chairman Edmondson inquired about what mechanisms the county could do proactively to keep this from happening again.

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Mr. Markland stated that the principal cause is high humidity in the building. Mold is everywhere and it grows indoors as well as outdoors. To keep this from happening again, proper cleaning and temperature controlling to a 72-73 degree mark will keep the humidity down fifty-five (55%) percent.

Commissioner Rooks asked how old the Public Health building is.

Mr. Markland answered it is “in the mid-seventies.”

Commissioner Rooks asked if mold were also happening with the newer buildings built since the eighties.

Mr. Markland replied yes, there has been one mold problem with a newer building on one floor and it was taken care of. Another location which is vacant had mold, but the Building and Maintenance Department monitors humidity and has put in a de-humidifier.

Vice-Chairman Edmondson wanted to know what steps are being taken to change proper cleaning practices in this building.

Other than major repairs, Mr. Markland noted that Building and Maintenance does not clean this building; it is maintained by Clayton Community Services.

Chairman Turner stated Clayton Community Services leases the building from the county, and it maintains the cleaning of the building.

Vice-Chairman Edmondson asked why the county has to pay for improper cleaning of the building.

Chairman Turner reiterated that the county is only responsible for any repairs to the building.

Vice-Chairman Edmondson inquired about future plans to educate tenants on proper cleaning.

Chairman Turner stated there will absolutely be future plans to educate the tenants on proper cleaning.

Vice-Chairman Edmondson asked if the county should look at a contract amendment with the tenants to have insurance on mold if they do not maintain it.

Mr. Markland stated there is no proper way of measuring how mold got in and was allowed to grow.

Vice-Chairman Edmondson asked if there were a mold issue in the vacant building at the South Police Precinct.

Mr. Markland stated that it is the building behind the Garden Walk facility (another building that Clayton Center operates).

7) Approved a Request for Refund for a Business License that was issued in error (T&R Vending, LLC), in the amount of \$125.00, for Rosalilia Barbee of Rex, Georgia. Vote unanimous.

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9. Renee Bright, Director of Human Resources, presented five (5) requests which resulted in the following Board actions.

1) Approved a request from Community Development to reclassify an existing Permits/License Technician position to a Business License Inspector position; to delete two vacant positions, Accounting Technician and Office Assistant; and to add a new Business License Inspector position. Vote unanimous.

Business License Inspectors are needed to enforce the county's ordinance and ensure compliance. Business License enforcement enhances business environment and revenue collection. Currently, Community Development is using a Permit Technician position to perform field inspections.

2) Approved a request to delete the Systems Project Manager position and add a new Enterprise Network Architect position within the Department of Information Technology to meet the changing needs of the future. Vote unanimous.

Over the past six years, IT has embarked on an initiative to create better efficiencies, as well as, address the increased management responsibilities in scope and end-user demand and adoption of new technology. A streamlined organizational structure is necessary to remain current with technology, shifting like responsibilities together along with the management of like functions, coupled with the decrease in demand of responsibilities for legacy focused operations. With those changes, recommendations for a drop/add is requested with no additional funding requested. In fact, IT expects to save over \$1,500 the first year and over \$12,000 annually the second and subsequent years and can be accomplished through addition/deletion of a funded position.

3) Approved a request to reclassify a Police Instructor II position at Pay Grade 26 to a Police Lieutenant position at Pay Grade 26. Vote unanimous.

The Police Department is in need of Road Supervisors. This reclassification will allow the Department to increase road supervision with no budget impact. A Police Officer who is certified by POST to teach basic police instruction will be assigned to the Academy to provide classroom instruction. The remaining Police Instructor II and Police Instructor III will be available to provide needed supervision and oversight.

Vice-Chairman Edmondson asked if the reclassification of Police Instructor II to Police Lieutenant were the same rank.

Chairman Turner confirmed it is the same rank.

Vice-Chairman Edmondson asked if this position were one of the twenty-seven (27) positions created.

Chairman Turner replied no.

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4) Approved request to restructure several positions within the Sheriff's Office to be more efficient and to offer a savings of approximately \$6,500.00 upon the approval of the request. Vote unanimous.

The Sheriff's Office has several positions that are not working efficiently in the current structure. This request will ask for the deletion of three (3) positions and the creation of three (3) positions so the job description/pay reflect the actual work/duties that are being performed.

Deletions

Chief of Staff
Sheriff's Major
Administrative Assistant

Additions

Clerk
Administrative Supervisor
Assistant Chief Deputy

The financial impact will be a savings of approximately \$21,000 in salaries and benefits to the County.

5) Approved a request to eliminate the position of Maintenance Supervisor (grade 16) from Sr. Services (org #5335) and transfer the funds to the Corrections Department (org #6101) to create an additional Custodial Supervisor (grade 12). The motion carried 3-2. Commissioners Singleton and Hambrick opposed.

Currently, the Maintenance Supervisor position is not vital in the Sr. Services Department. The Corrections Department requested additional custodial staff during the budget process and is need of a supervisor to effectively oversee the custodial responsibilities in County buildings. This employee will be transferred to the Corrections Department without loss of pay to the position of Custodial Supervisor. There will be no additional financial impact to the County as the funds are budgeted and will be moved from one organization to another.

10. Approved Resolution 2013-193, a Resolution authorizing Clayton County to enter into Articles of Agreements with certain community charitable organizations, governmental agencies, and professional service providers located and conducting business in Clayton County; to authorize the Chairman to execute the agreements, and otherwise perform all other acts necessary to accomplish the intent of this resolution; to authorize the Chief Financial Officer to amend the budget where necessary to reflect an appropriate source and expense, all as may be required under the terms of the agreement; to provide an effective date of this resolution; and for other purposes. Vote unanimous.

11. Approved Resolution 2013-194, a Resolution of the Board of Commissioners of Clayton County, Georgia authorizing the County to execute Amendment No. 1 to Performance Contracting Agreement with Siemens Industry, Inc. dated October 21, 2009 for purposes of modifying the scope of

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work and decreasing the contract price, among other provisions identified herein; authorizing the execution, delivery and performance of related documents; and for other purposes. Vote unanimous.

12. Approved Resolution 2013-195, a Resolution authorizing Clayton County to enter into a Memorandum of Agreement with the State Properties Commission providing for the lease of office space located at 1117 Battle Creek Road, Jonesboro, Georgia, for use by the Georgia Department of Public Health; to authorize the Chairman to execute the agreement and to otherwise perform all other acts necessary to accomplish the intent of this resolution; to authorize the Chief Financial Officer to amend the budget where necessary to reflect an appropriate revenue source and expense, all as may be required under the terms of the agreement; to provide an effective date of this resolution; and for other purposes. Vote unanimous.

13. Approved Resolution 2013-196, a Resolution to approve a Special Facility Use Request to allow Commissioner Gail Hambrick to host a "Back to School Bash" for Clayton County students at Flat Shoals Park; to authorize the Chairman to perform all acts necessary to accomplish the intent of this resolution; to provide an effective date of this resolution; and for other purposes. Vote unanimous.

14. Approved Resolution 2013-197, a Resolution authorizing Clayton County to enter into a Master Agreement with Path Foundation, Inc. providing for the terms and conditions under which services related to planning, designing, building, and maintaining greenway trails in Clayton County will be administered; to authorize the Chairman to execute the agreement and otherwise to perform all other acts necessary to accomplish the intent of the resolution; to provide an effective date of this resolution; and for other purposes. Vote unanimous.

15. Approved Resolution 2013-198, a Resolution to recognize the years of service of Police Canine Nero, to provide for his retirement from active service, and to grant a conditional gift for his remaining years. Vote unanimous.

16. Approved Resolution 2013-199, a Resolution authorizing Clayton County to exercise its powers of Eminent Domain in accordance with provisions of Georgia Laws for the purpose of acquiring certain properties for use by the Clayton County Department of Transportation and Development for the Anvil Block Road Widening Project; to authorize the Chairman to execute any documents relating thereto, and to otherwise perform all acts necessary to accomplish the intent of this resolution; to authorize the Chief Financial Officer to amend the budget where necessary to reflect an appropriate revenue source and expense; to provide an effective date of this resolution; and for other purposes. Vote unanimous.

17. Approved Resolution 2013-200, a Resolution authorizing Clayton County to exercise its powers of Eminent Domain in accordance with provisions of Georgia Laws for the purpose of acquiring certain

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properties for use by the Clayton County Department of Transportation and Development for the Flint River Road Widening Project; to authorize the Chairman to execute any documents relating thereto, and to otherwise perform all acts necessary to accomplish the intent of this resolution; to authorize the Chief Financial Officer or the Finance Director to amend the budget where necessary to reflect an appropriate revenue source and expense; to provide an effective date of this resolution; and for other purposes. Vote unanimous.

18. Approved Resolution 2013-201, a Resolution consenting to the use of expiring Federal Transit Administration grant funds by the Metropolitan Atlanta Rapid Transit Authority (MARTA) for various transit improvements; to authorize the Chairman to execute any necessary documents and to otherwise perform all acts necessary to accomplish the intent of this resolution; to provide an effective date of this resolution; and for other purposes. Vote unanimous.

19. Approved Resolution 2013-202, a Resolution authorizing Clayton County to enter into an Athletic Facility contract with Clayton County Public Schools for use of 12 Oaks Stadium for the Clayton County Youth Football League; to authorize the Chairman to execute the Athletic Facility contract and otherwise to perform all other acts necessary to accomplish the intent of the resolution; to provide an effective date of this resolution; and for other purposes. Vote unanimous.

20. Approved Resolution 2013-203, a Resolution to approve a Special Facility Use Request to allow Greater Solid Rock Baptist Church to host a Fish Fry Fundraiser at Flat Shoals Park; to authorize the Chairman to perform all acts necessary to accomplish the intent of this resolution; to provide an effective date of this resolution; and for other purposes. Vote unanimous.

Commissioner Hambrick interjected that she was informed of a \$40.00 fee and requested that it be waived because the host is a 501(c)(3) entity.

Interim County Attorney Jack Hancock stated that in order to accomplish what Commissioner Hambrick was suggesting, he recommended the Resolution be held for a later vote and Commissioner Hambrick could then propose an amendment for Resolution 2013-203 to be revised with those changes.

Commissioner Singleton asked Detrick Stanford, Director of Parks and Recreation, to clarify fee charges for non-profit organization. Commissioner Singleton said that she thought non-profits got half off rates for a Special Facility Use Request.

After a lengthy discussion, the Board decided to approve the Resolution “as is.”

21. Approved Resolution 2013-204, a Resolution authorizing the Right of Entry for Environmental Assessment and response by the United States Department of the Army upon that certain county right

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of the way identified in Exhibit "A" attached hereto; to authorize the Chairman to execute the Right of Entry and to perform all other acts necessary to accomplish the intent of this resolution; and for other purposes. Vote unanimous.

22. Approved Resolution 2013-205, a Resolution authorizing Clayton County to enter into a rental agreement with the Clayton County Water Authority providing for the terms and conditions under which the county will use the Shamrock Community Use Building to host an Employee Committee Meeting; to authorize the Chairman to execute the agreement and otherwise perform all acts necessary to accomplish the intent of this resolution; to authorize the Chief Financial Officer to amend the budget as needed to reflect an appropriate revenue source and expense; to provide an effective date of this resolution; and for other purposes. Vote unanimous.

Interim County Attorney Jack Hancock requested an Executive Session regarding litigation and personnel matters. The Board generally consented to have an Executive Session for the aforementioned reasons.

23. Motion by Vice-Chairman Edmondson, second by Chairman Turner, to reappoint Dr. Don McMillian, Jr. to the Board of Appeals. New term is for three (3) years, expiring on August 19, 2016. (NOTE: The term of Wayne Clarke expired on February 11, 2011 with no Board action.) Vote unanimous.

Motion by Commissioner Rooks, second by Chairman Turner, to go into Executive Session in the Commissioners' Conference Room to discuss litigation and personnel matters at 7:59 p.m. Vote unanimous.

Motion by Vice-Chairman Edmondson, second by Chairman Turner, to go out of Executive Session in the Commissioners' Conference Room at 8:44 p.m. Vote unanimous.

Motion by Vice-Chairman Edmondson, second by Chairman Turner, to reconvene the Regular Business Meeting in the Commissioners' Boardroom at 8:45 p.m. Vote unanimous.

Mr. Hancock presented a litigation matter and a personnel matter to the Board which resulted in these Board actions:

Approved Resolution 2013-206, a Resolution authorizing Clayton County to enter into settlement and general release agreements with College Park Gateway Office One, LLC, College Park Gateway Hotel One, LLC, College Park Gateway Hotel Two, LLC, and College Park Business & Industrial Development Authority; to authorize the Chairman to execute the agreements and to perform all other

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acts necessary to accomplish the intent of this resolution; to provide an effective date of this resolution; and for other purposes. Vote unanimous.

Motion by Chairman Turner, second by Vice-Chairman Edmondson, to appoint Tori Strawter as Interim Director of Senior Services. Vote unanimous.

There being no further business to discuss, motion by Vice-Chairman Edmondson, second by Chairman Turner, to adjourn the Regular Business Meeting of August 6, 2013 at 8:46 p.m. Vote unanimous.